

ORDER

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION**

UNITED STATES OF AMERICA,
Respondent,

v.

CARLOS ROLANDO GARCIA
Movant.

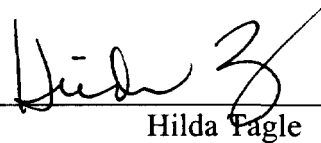
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CIVIL ACTION NO. B-05-76
(CR. NO. B-03-488)✓

**ORDER ADOPTING MAGISTRATE
JUDGE'S REPORT AND RECOMMENDATION**

Before the Court is the Magistrate Judge's Report and Recommendation in the above-referenced cause of action. After a de novo review of the file, the Magistrate Judge's Report and Recommendation is hereby ADOPTED. It is, therefore, ORDERED, ADJUDGED, and DECREED that the Government's Motion to Dismiss (Doc. No. 9) is hereby GRANTED and Movant's application 28 U.S.C. § 2255 for relief (Doc. No. 2) is hereby DISMISSED.

DONE at Brownsville, Texas this 2 day of December, 2005.



Hilda Fagle
United States District Judge